

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

DAVID L. SCHAUER,

Plaintiff,

vs.

**BNSF RAILWAY Co., a Delaware
Corporation,**

Defendant.

Case No.: 4:07CV3282

**STIPULATION
FOR DISMISSAL**

COME NOW the plaintiff, DAVID L. SCHAUER, and the defendant, BNSF RAILWAY Co., a Delaware Corporation, by and through their respective attorneys and stipulate and agree as follows:

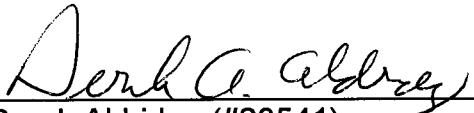
1. This case is settled;
2. Plaintiff hereby dismisses this action and any and all causes of actions contained herein with prejudice;
3. The complete record is waived;
4. Each party will pay its own court costs; and
5. An Order may be entered pursuant to the terms of this Stipulation.

So stipulated and agreed this 30th day of June, 2009.


DAVID L. SCHAUER, Plaintiff,

BNSF RAILWAY CO., A Delaware Corporation,
Defendant,

BY


Derek Aldridge (#23541)
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CERTIFICATE OF SERVICE

I hereby certify that on July 1, 2009, I electronically filed the foregoing **Stipulation for Dismissal** with the Clerk of the Court using the CM/ECF system, which sent notification of such filing to the following:

Derek Aldridge
Corey L. Stull
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s/Melanie J. Whittamore-Mantzios
Melanie J. Whittamore-Mantzios, #18883